

Exhibit 2

Before the Federal Communications Commission Washington, DC

In the Matter of)	
)	
Request for Review of the Decision of)	
the Universal Service Administrator by)	
)	
Facilities Solutions Group, Inc.)	File Nos. SLD-76002
Dallas, TX)	
)	
Schools and Libraries Universal Service)	CC Docket No. 02-6
Support Mechanism)	

REQUEST FOR REVIEW

Facilities Solutions Group, Inc. (“FSG”), by its undersigned representative, hereby requests that the Commission review and reverse the Decision of the Administrator (“USAC”) in the above-captioned matter. Alternatively, FSG requests that the Commission reach the same result by waiving its rules.

USAC is seeking incorrectly to recover \$8,388.91 in E-rate funding that was used to subsidize the purchase and installation of 54 cabling drops.¹ In its Decision on Appeal, USAC concluded that the service provider, FSG, was not entitled to E-rate support for these *particular* drops because of what was going to be connected to them, namely, digital security cameras.² To support its conclusion, USAC pointed generally to the Eligible Services List (“ESL”) for the current funding year, even though this matter involves a Funding Year 2010 request for discounts. That said, nothing in either year’s ESL, or any other year’s list for that matter, supports USAC’s conclusion. In fact, the ESL, the Commission’s well-established eligible services framework, and common sense all support the opposite conclusion.

¹ See Exhibit 1, FSG’s Letter of Appeal to USAC.

² See Exhibit 2, *Administrator’s Decision on Appeal dated April 6, 2016*.

I. DISCUSSION

The only issue is whether cable drops used to transport digital video from school security cameras to school security staff are eligible for E-rate discounts.

To determine whether a product is eligible for E-rate discounts, the Commission's employs a three-part test:

1. Is the product eligible?
2. Is the product installed at an eligible location?
3. Is the product used for an educational purpose?

If the answer to all three questions is "yes," then the product is eligible for E-rate discounts.

(1) A cable drop is the quintessential internal connection. FSG's school district customer used the cable drops to connect security cameras to the local area networks at the schools where FSG had installed them.³ So the answer to the first question is "yes."

(2) It is undisputed that FSG installed the cable drops at eligible locations throughout the school district. So the answer to the second question is also "yes."

(3) The end users who monitor the digital video from the networked security cameras are members of the school district's security team; they monitor the video to help keep the district's schools safe and secure. The determinative question, therefore, is whether keeping schools safe and secure is an educational purpose, as the program defines that term. It is.

Keeping Schools Safe and Secure is an Educational Purpose

Early on in the program's history, the Commission decided to define "educational purposes" broadly to include all of the customary activities that occur on school

³ "Cabling, connectors, and related components used for eligible voice, video, and data transmission within an eligible location are eligible for discount." FY 2010 ESL at. p. 11. http://www.usac.org/_res/documents/sl/pdf/ESL_archive/EligibleServicesList_122900.pdf

property.⁴ “The “school-related activities of... school security guards” is an example of customary activities that occur on school property.⁵

To help protect the occupants of school buildings, school security guards regularly monitor both the inside and outside of those buildings. That is one of their “customary activities.” School security guards, who are fortunate enough to have access to networked security cameras, use the video transmissions from those cameras to help them do their work more efficiently and effectively. Connecting those cameras to the local area network requires cable drops. It follows, therefore, that when a school district uses a cable drop to connect a security camera to its network, it is using that cable drop for an “educational” purpose, which makes it eligible for E-rate discounts.

The ESL Has Stated *Explicitly* That Internal Connections Used To Transmit School Security Video Are Eligible

Furthermore, even more to the point, and what makes USAC’s decision especially frustrating is that the Commission actually affirmed long ago that applicants could receive discounts on internal connections used to transport video from security cameras. Beginning with the FY 2001 ESL, the Commission listed as eligible a piece of equipment that takes “standard video from security systems [and other video sources] ... and distributes the signals to the end user.”⁶ In the FY 2005 ESL, the Commission included

⁴ *Second Report and Order* (FCC 03-101, released April 30, 2003). 47 C.F.R. § 54.500(b) ([A]ctivities that are integral, immediate, and proximate to the education of students... qualify as “educational purposes.” Activities that occur on ... school property are presumed to be integral.).

⁵ “The customary activities that occur on school or library property are presumed to fall under the definition of educational purposes. **Examples of eligible activities** for schools **include**, but are not limited to, **the school-related activities of** school administrators, school counselors, school nurses, school technology workers, cafeteria workers, **security guards**, and school bus drivers.” (Emphasis added) <http://www.usac.org/sl/applicants/beforeyoubegin/eligible-services/educ-purposes.aspx>

⁶ FY2001 ESL at p. 30, Listed as Eligible: “Video Channel Modulator. Video distribution box, which **takes standard video** and audio input **from** video cameras, recorders, **security systems**, satellite receivers, disk players and video games **and distributes the signals to the end user.**” (Emphasis added). http://www.usac.org/_res/documents/sl/pdf/ESL_archive/EligibleServicesList_122900.pdf

the same piece of equipment as eligible, but decided to stop listing examples of eligible sources of video, presumably for editorial reasons and because it deemed examples no longer necessary. In connection with its edit, the Commission did not say or suggest, and has never said or suggested since, that eliminating examples of eligible video sources meant that they were no longer eligible.

Common Sense Says And The Public Interest Requires That Internal Connections Used To Transmit School Security Video to School Security Guards Are Eligible

It makes perfect sense for program rules to permit applicants to use discounted internal connections to transmit video from school security cameras to school security guards. Obviously, keeping schools safe and secure is an important “educational” purpose. If students do not feel safe at school, it is obvious that they will not be able to learn effectively. Common sense dictates further that if teachers do not feel safe at school, they will not be able to teach effectively.

Not surprisingly, a recent study by researchers from the University of Missouri and Louisiana State University found a direct link between violence at school and students’ ability to learn:⁷

Extreme violence between students in high schools may hinder students from learning efficiently. Deadly school shootings have a potentially large effect on students and schools. These incidents can affect students’ decision about whether to stay at their school, affect their cognitive skills, and influence their behavior at school.

Because of the increasing number of violent incidents at schools, the ability to observe threats while they are forming and to monitor incidents while they are in progress is more vital now than ever before.⁸ By connecting digital security cameras to a school’s

⁷ *The Effect of High School Shootings on Schools and Student Performance* (2015). <http://everytownresearch.org/documents/2015/10/effect-high-school-shootings-schools-student-performance.pdf>

⁸ To begin to appreciate the magnitude of the problem, *see* Exhibit 3, a table showing incidents in American K-12 schools between January 2014 and March 2016, where students were exposed to gunfire. This information is taken from data compiled by Everytown for Gun Safety Support Fund and displayed on its website at <https://everytownresearch.org/school-shootings/>. “Over the

broadband network, school security staff can use modern technology to monitor activity inside of schools and on school grounds more effectively and, with E-rate discounts, at a much lower cost. It is a mystery to us, therefore, why USAC would want to discourage school administrators from using their broadband networks to improve school safety by seeking the recovery of E-rate funds used for that purpose.

Program Rules Do Not Discriminate Against Particular Digital Tools

As a final note, it is important to point out that USAC would not have initiated this action if the school district had connected desktop computers, VoIP handsets, network printers, video conferencing monitors, backup hard drives, and/or any other of a host of other digital devices to the 54 cable drops instead of connecting digital security cameras to them.⁹ But because the school district decided to connect digital security cameras to the to those cable drops, USAC concluded that program rules required it to initiate this recovery action. In the absence of any explanation from USAC, we are hard pressed to comprehend how, as a matter of logic, law or public policy, that decision made any sense.

The 54 cable drops in issue here were eligible products installed at eligible locations for an eligible purpose. Therefore, the cost of purchasing and installing them were eligible for E-rate discounts. Accordingly, USAC's decision should be reversed.

II. CONCLUSION AND REQUEST FOR EXPEDITED ACTION

For all of the reasons set forth and discussed above, FSG respectfully requests that the Commission reverse USAC's decision and instruct it to take whatever other actions may be necessary to effectuate this result. If for some reason waiving one or more of the

last two years," the organization reports, "an average of two school shootings took place at K-12 schools each month -- 29 incidents in high schools, 7 in middle schools, and 12 in elementary schools.

<http://everytownresearch.org/reports/analysis-of-school-shootings/>.

⁹ See FSG's Letter of Appeal to USAC, Exhibit 1.

program's rules is necessary to reverse USAC's decision, we respectfully request one. In these particular circumstances, where USAC reviewed and approved the request for discounts on the cable drops initially, presumably in a careful and cautious manner, thereafter paid the service provider's invoice, and has not accused either party of violating any other rule, and where the school district used the funds to help keep children and adults safe while at school, a waiver is warranted.

Moreover, because of the broad and important public safety implications of USAC's decision, we urge the Commission to reverse it quickly. A fast and firm decision will help to ensure that USAC does not repeat this mistake in other post-commitment audits or during the application review process. For as long as this decision stands, it will continue to discourage schools and libraries from investing in modern tools to help keep the children and adults in and around their buildings safe.

Respectfully submitted
on behalf of Facilities Solutions Group, Inc.

/s/ Catherine Cruzan

Catherine Cruzan
President
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April 27, 2016

cc: Kevin Morris
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Clay Cottles
Mesquite Independent School District
Technical Services Department Manager
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ccottles@mesquiteisd.org

Exhibit 1

Letter of Appeal to USAC

March 4, 2016

Via e-mail: appeals@sl.universalservice.org

Letter of Appeal - USAC

Schools and Libraries Division - Correspondence Unit

Parsippany, NJ

LETTER OF APPEAL
of
USAC Notification of Improperly Disbursed Funds Recovery Letter
Dated: January 29, 2016

Appellant: Facility Solutions Group ("FSG")
SPIN: 143035985
Funding Year: 2010
FRN: 2053318

Funding Commitment: \$127,231.85
Funds to Be Recovered from SP: \$8,388.91

Applicant Name: Mesquite Independent School District
Billed Entity #: 140521
Applicant Contact: Dennis Hevron

Letter of Appeal Contact: **Catherine Cruzan**
President
Funds For Learning, LLC
ccruzan@fundsforlearning.com
(405) 341-4140
2575 Kelley Pointe Parkway
Suite 200
Edmond, OK 73013

Service Provider's LOA: See attached Letter of Agency: FSG has authorized Funds For Learning, LLC (FFL) to file this appeal on its behalf and to discuss any matter related to it. Therefore, if USAC has any questions or requires additional information in connection with this appeal, USAC should contact the Letter of Appeal contact person designated above, Catherine Cruzan.

USAC's Decision

USAC seeks the recovery of \$8,388.91 in E-rate funding that was used to subsidize the purchase and installation of 54 cabling drops. USAC contends that FSG, the service provider, was not entitled to receive funding for these *particular* drops because of what was connected to them, namely, digital security cameras. We disagree.

If desktop computers, VoIP handsets, network printers, video conferencing monitors, backup hard drives, and/or any other of a host of digital end-user devices had been connected to these 54 cable drops, USAC would not have initiated this action. However, because these particular drops happened to have digital security cameras connected to them, it did. That fact, and that fact alone, USAC claims, is the reason for this recovery action. According to USAC, a cable drop that would normally be eligible is no longer eligible once a school attaches a digital security camera to it. That, with all due respect, makes no sense, and this is why.

School security is an “educational purpose” for which E-rate-supported internal connections may be used. This is a long and well-established fact. It seems USAC, however, believes that security is not an eligible, educational purpose. In this regard, USAC is wrong.

Eligibility is Logical Here. Ineligibility is Not.

1. Network Cable Drops are internal connections.

2. Internal connections are eligible for E-rate discounts if they are:

- **Installed at an eligible location**
 - School buildings are eligible locations.
 - FSG installed all 54 cable drops at school buildings.
 - *Therefore, FSG installed all 54 cable drops at eligible locations.*
- **For an eligible purpose**
 - An educational purpose is an eligible purpose.
 - Keeping schools safe and secure is an educational purpose.
 - Therefore, keeping schools safe and secure is an eligible purpose.
 - Monitoring school buildings is necessary to help keep everyone inside and outside of them safe and secure.
 - *Therefore, monitoring the inside and outside of school buildings is an eligible purpose.*

- Security guards use LAN-connected digital security cameras to help them monitor the inside and outside of school buildings, in the same way that teachers use LAN-connected computers to help them teach.
- FSG installed 54 cable drops to which school security guards could connect digital video cameras (or computers or any other digital end-user device for that matter) to the LAN.
 - *Therefore, FSG installed all 54 cable drops (for its school district customer to use) for an eligible purpose.*

3. FSG installed the Network Cable Drops at eligible locations.

4. FSG's school district customer will use the Network Cable drops for an eligible purpose.

5. Therefore, the Network Cable drops are internal connections eligible for E-rate discounts.

More Specifically, This is Why USAC's Decision is Incorrect

1. "... [E]ligible activities for schools include ... the school-related activities of ... security guards."

"Examples of eligible activities for schools include, but are not limited to, the school-related activities of school administrators, school counselors, school nurses, school technology workers, cafeteria workers, security guards, and school bus drivers." <http://www.usac.org/sl/applicants/beforeyoubegin/eligible-services/educ-purposes.aspx>

2. In what school-related activity do school security guards regularly engage?

A school security guard's job is to help ensure the safety of all students, teachers, administrators, staff, and visitors, whether they are inside the building or outside on school grounds.

Monitoring school buildings is one of the most important activities in which school security guards regularly engage. They watch the entrances and exits to the school building, as well as its hallways, rooms, and common areas. In addition, they monitor the building's perimeter and keep a careful eye on the outside play areas and parking lots.

3. How do school security guards monitor the inside and outside of school buildings, especially larger ones, effectively?

To increase and improve their field of vision, school security guards use video cameras. Increasingly, school security guards are using digital security cameras

connected to the school's local area network for this purpose. In many communities, local police and law enforcement agencies can remotely access the video feed from those cameras if and when necessary.

- 4. Do school security guards rely on digital security cameras connected to the local area network to monitor what is happening at school – in other words, do they rely on these cameras to do their job, to perform their school-related activities?**

Yes.

- 5. Under E-rate program rules, does it matter who is using a network drop and for what purpose that person is using it?**

Yes. To be eligible for E-rate discounts, internal connections (e.g., network drops) must be installed at an eligible location for eligible people to use for an eligible purpose.

- a. Is a school an eligible location?**

Yes, if it satisfies the program's definition of an elementary or secondary school.

- b. Is a school security guard an eligible person?**

Yes, because the school-related activities in which school security guards engage are engaged in for educational purposes, as the program defines that term.

- c. Is monitoring school property an eligible purpose?**

Yes, because this is what school security guards do. It is one of their school-related activities.

- 6. Is the cost of installing a network drop eligible for E-rate discounts, IF a school security guard connects an end-user device to it to perform one of his or her school-related activities?**

Yes. It is well settled that the cost of installing internal connections in eligible school buildings for eligible people to use for eligible purposes is E-rate eligible.

- 7. For E-rate purposes, is a digital security camera an end-user device?**

Yes. Like desktop computers, VoIP handsets, external hard drives, network printers, video conferencing monitors, and any other piece of equipment connected to the network, which does not help to transmit information over it, digital security cameras are ineligible, end-user devices.

- 8. For E-rate discount purposes, does it matter whether the end-user device connected to the network drop is a VoIP handset, network printer, or digital security camera?**

No. So long as the school security guard uses the networked device for an

“educational” purpose, like work-related communications, printing work-related documents, or keeping everyone safe while at school, it makes no difference what device the security guard connects to the network drop.

9. Is it logical and clear that the cost of installing network drops at eligible schools for digital security cameras are E-rate eligible?

Yes. To perform their mission-critical school-related activities, school security guards rely on digital security cameras connected to the school’s local area network. Therefore, all of the costs associated with the network drops into which the digital security cameras are plugged are eligible. That is because the network drops are located *at eligible locations*, and *eligible people are using them for an eligible purpose*.

Respectfully submitted *on behalf of*
Facilities Solutions Group,

FUNDS FOR LEARNING, LLC

By: */s/ Catherine Cruzan*

Catherine Cruzan
President

March 4, 2016

ATTACHMENTS:

- *USAC’s Decision Dated January 29, 2016*
- *Letter of Agency*

cc: Kevin Morris
Facility Solutions Group
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Dallas, TX 75229
kevin.morris@fsgi.com

Clay Cottles
Mesquite ISD Service Center
Technical Services
(972) 882-7432



Notification of Improperly Disbursed Funds Recovery Letter

Funding Year 2010: July 1, 2010 - June 30, 2011

January 29, 2016

Kevin Morris
Facility Solutions Group
2525 Walnut Hill Lane Ste 100
Dallas, TX 75229

Re: SPIN: 143035985
Form 471 Application Number: 760022
Funding Year: 2010
FCC Registration Number:
Applicant Name: Mesquite Independent School District
Billed Entity Number: 140521
Applicant Contact Person: Dennis Hevron

Our routine review of Schools and Libraries Program (SLP) funding commitments has revealed certain applications where funds were disbursed in violation of SLP rules.

In order to be sure that no funds are used in violation of SLP rules, the Universal Service Administrative Company (USAC) must now recover these improper disbursements. The purpose of this letter is to inform you of the recoveries as required by SLP rules, and to give you an opportunity to appeal this decision. USAC has determined the service provider is responsible for all or some of the SLP rule violations. Therefore, the service provider is responsible to repay all or some of the funds disbursed in error.

This is NOT a bill. The next step in the recovery of improperly disbursed funds process is for USAC to issue you a Demand Payment Letter. The balance of the debt will be due within 30 days of that letter. Failure to pay the debt within 30 days from the date of the Demand Payment Letter could result in interest, late payment fees, administrative charges and implementation of the "Red Light Rule." The FCC's Red Light Rule requires USAC to dismiss pending FCC Form 471 applications if the entity responsible for paying the outstanding debt has not paid the debt, or otherwise made satisfactory arrangements to pay the debt within 30 days of the notice provided by USAC.' For more information on the Red Light Rule, please see <https://www.fcc.gov/encyclopedia/red-light-frequently-asked-questions>.

TO APPEAL THIS DECISION:

If you wish to appeal the Notification of Improperly Disbursed Funds Recovery decision indicated in this letter to USAC, your appeal must be received or postmarked within 60 days of the date of this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. In your letter of appeal:

1. Include the name, address, telephone number, fax number, and email address (if available) for the person who can most readily discuss this appeal with us.
2. State outright that your letter is an appeal. Identify the date of the Notification of Improperly Disbursed Funds Recovery Letter and the Funding Request Number(s) (FRNs) you are appealing. Your letter of appeal must include the
 - Billed Entity Name,
 - Form 471 Application Number,
 - Billed Entity Number, and
 - FCC Registration Number (FCC RN) from the top of your letter.
3. When explaining your appeal, copy the language or text from the Funding Disbursement Recovery Report that is the subject of your appeal to allow USAC to more readily understand your appeal and respond appropriately. Please keep your letter to the point, and provide documentation to support your appeal. Be sure to keep a copy of your entire appeal including any correspondence and documentation.
4. If you are an applicant, please provide a copy of your appeal to the service provider(s) affected by USAC's decision. If you are a service provider, please provide a copy of your appeal to the applicant(s) affected by USAC's decision.
5. Provide an authorized signature on your letter of appeal.

We strongly recommend that you use one of the electronic filing options. To submit your appeal to USAC by email, email your appeal to appeals@sl.universalservice.org or submit your appeal electronically by using the "Submit a Question" feature on the USAC website. USAC will automatically reply to incoming emails to confirm receipt.

To submit your appeal to us by fax, fax your appeal to (973) 599-6542.

To submit your appeal to us on paper, send your appeal to:

Letter of Appeal
Schools and Libraries Program - Correspondence Unit
30 Lanidex Plaza West
PO Box 685
Parsippany, NJ 07054-0685

For more information on submitting an appeal to USAC, see "Appeals" in the "Schools and Libraries" section of the USAC website.

FUNDING DISBURSEMENT RECOVERY REPORT

On the pages following this letter, we have provided a Funding Disbursement Recovery Report (Report) for the Form 471 application cited above. The enclosed Report includes the Funding Request Number(s) from the application for which recovery is necessary. See the "Guide to USAC Letters" posted at <http://www.usac.org/sl/tools/samples.aspx> for more information on each of the fields in the Report. USAC is also sending this information to the applicant for informational purposes. If USAC has determined the applicant is also responsible for any rule violation on these FRN(s), a separate letter will be sent to the applicant detailing the necessary applicant action.

Schools and Libraries Program
Universal Services Administrative Company

cc: *Dennis Hevron*
Mesquite Independent School District

Funding Disbursement Recovery Report
for Form 471 Application Number: 760022

Funding Request Number:	2053318
Contract Number:	2010-031
Services Ordered:	INTERNAL CONNECTIONS
Billing Account Number:	
Funding Commitment:	\$127,231.85
Funds Disbursed to Date:	\$127,231.85
Funds to be Recovered from Service Provider:	\$8,388.91

Disbursed Funds Recovery Explanation:

During a Payment Quality Assurance (PQA) review, it was determined that funding was provided for the following ineligible items: 54 Cabling drops used for the security cameras. The pre-discount cost associated with these items is \$10,486.14. At the applicants 80 percent discount rate, this resulted in an improper disbursement of \$8,388.91. FCC rules provide that funding may be approved only for eligible products and/or services. The USAC web site contains a list of eligible products and/or services. See the web site, www.universalservice.org/sl/about/eligible-services-list.aspx for the Eligible Services List. If USAC was invoiced via a FCC Form 472 (BEAR form), the applicant certifies at Block 3, Item A that discount amounts for which reimbursement is sought represent charges for eligible services delivered to and used by eligible entities. If USAC was invoiced via a FCC Form 474, the service provider certifies at Item 10 in the FCC Form 473 (Service Provider Annual Certification) that the customer has been billed for services deemed eligible for support. USAC has determined that the Service Provider is responsible for the rule violation. Accordingly, USAC will seek recovery of \$8,388.91 from the Service Provider.

LETTER OF AGENCY

DATE: February 18, 2016
TO: Funds For Learning, LLC
FROM: Facility Solutions Group SPIN 143035985

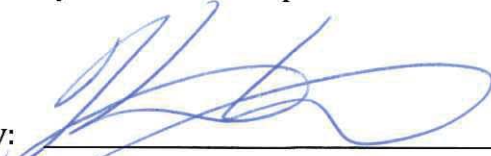
Scope of Authority

Facility Solutions Group (FSG) authorizes Funds For Learning, LLC ("FFL") to draft for FSG's review and approval an appeal of USAC's Funding Disbursement Recovery Report (January 29, 2016) for Form 471 Application Number 760022 and E-rate funding request number 2053318, and after receiving FSG's approval, to submit the appeal electronically to USAC.

If USAC denies this appeal, FFL is further authorized to draft for FSG's review and approval a Request for Review/Waiver of USAC's decision and, after receiving FSG's approval, to submit the Request for Review/Waiver electronically to the Federal Communications Commission ("FCC").

In addition, FFL is authorized to respond on FSG's behalf, after consulting with FSG, to any requests for information that USAC or the FCC may have in connection with this matter.

Facility Solutions Group

By: 

Kevin Morris
Facility Solutions Group
2525 Walnut Hill Lane Ste 100
Dallas, TX 75220

Exhibit 2

Administrator's Decision on Appeal



Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Appeal – Funding Year 2010-2011

April 06, 2016

Catherine Cruzan
Funds for Learning, LLC
2575 Kelley Pointe Pkwy, Suite 200
Edmond, OK 73013

RECEIVED

APR 11 2016

Initial: _____

Re: Applicant Name: Mesquite Independent School
District
Billed Entity Number: 140521
Form 471 Application Number: 760022
Funding Request Number(s): 2053318
Your Correspondence Dated: March 04, 2016

After thorough review and investigation of all relevant facts, the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC) has made its decision in regard to your appeal of USAC's Funding Year 2010 Notification of Improperly Disbursed Funds Recovery Letter for the Application Number indicated above. This letter explains the basis of USAC's decision. The date of this letter begins the 60 day time period for appealing this decision. If your Letter of Appeal included more than one Application Number, please note that you will receive a separate letter for each application.

Funding Request Number(s): 2053318
Decision on Appeal: **Denied**
Explanation:

- Your FCC Form 471 application included costs for the following ineligible products and/or services: 54 cabling drops used for the security cameras. FCC rules provide that funding may be approved only for eligible products and/or services. In your appeal, you did not show that USAC's determination was incorrect. Consequently, your appeal is denied.
- FCC rules provide that funding may be approved only for eligible products and services. See 47 C.F.R. secs. 54.502, 54.503. The USAC website contains a list of eligible products and services. See USAC website, www.usac.org/sl, Eligible Services List. FCC rules further require that if 30% or more of the applicant's funding request includes ineligible products and/or services, then the funding

request must be denied, otherwise the funding request will be reduced accordingly. *See* 47 C.F.R. sec. 54.504(d). The FCC's Aiken County Public Schools Order directed USAC to permit the applicant 15 calendar days from the date of receipt of notice in writing by USAC to revise its funding request to remove the ineligible services or allow the applicant to provide additional documentation to show why the services are eligible. *See* Requests for Review of the Decisions of the Universal Service Administrator by Aiken County Public Schools Aiken, SC, et al., Schools and Libraries Universal Service Support Mechanism, File No. SLD-397612, et al., CC Docket No. 02-6, Order, 22 FCC Rcd 8735, FCC 07-61 para. 11 (May 8, 2007).

Since your appeal was denied in full, dismissed or cancelled, you may file an appeal with the FCC. Your appeal must be postmarked within 60 days of the date on this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554. Further information and options for filing an appeal directly with the FCC can be found under the Reference Area/"Appeals" of the SLD section of the USAC website or by contacting the Client Service Bureau. We strongly recommend that you use the electronic filing options.

We thank you for your continued support, patience and cooperation during the appeal process.

Schools and Libraries Division
Universal Service Administrative Company

cc: Kevin Morris

Catherine Cruzan
Funds for Learning, LLC
2575 Kelley Pointe Pkwy, Suite 200
Edmond, OK 73013

RECEIVED
APR 11 2016
Initial: _____

Billed Entity Number: 140521
Form 471 Application Number: 760022
Form 486 Application Number:

Exhibit 3

Table - K-12 School Shooting Incidents

EXHIBIT 3

K-12 School Shooting Incidents

2014 – 2016

Everytown For Gun Safety Support Fund

<https://everytownresearch.org/school-shootings/>

3/15/2016	Birmingham, AL	Huffman High School	High School	Attack on other persons(s) resulting in injury or death
2/29/2016	Middletown, OH	Madison High School	K-12 School	Attack on other persons(s) resulting in injury or death
2/26/2016	Palestine, TX	Palestine High School	High School	Attack on other persons(s) resulting in injury or death
2/17/2016	Homosassa, FL	Rock Crusher Elementary School	Elementary School	Gun fired but no one injured
2/12/2016	Glendale, AZ	Independence High School	High School	Attack on other persons(s) resulting in injury or death
2/9/2016	Muskegon Heights High School, MI	Muskegon Heights High School	High School	Attack on other persons(s) resulting in injury or death
1/29/2016	Philadelphia, PA	Benjamin Franklin High School	High School	Gun fired but no one injured
1/22/2016	Indianapolis, IN	Lawrence Central High School	High School	Attack on other persons(s) resulting in injury or death
1/20/2016	Indianapolis, IN	Northwest Community High School	High School	Gun fired but no one injured
1/13/2016	Camden, AR	Harmony Grove High School	High School	Gun fired unintentionally resulting in injury or death
1/12/2016	Dover, DE	Central Middle School	Middle School	Gun fired but no one injured
11/11/2015	Sulphur Rock, AR	Sulphur Rock Magnet School	Middle School	Gun fired unintentionally resulting in injury or death
11/10/2015	Lecanto, FL	Lecanto High School	High School	Attempted or completed suicide, with no intent to injure other person
11/5/2015	Moultrie, GA	Vereen School	Middle School	Gun fired but no one injured
10/25/2015	Durham, NC	North Carolina Central University	College or University	Attack on other persons(s) resulting in injury or death
10/24/2015	San Antonio, TX	Ed White Middle School	Middle School	Attack on other persons(s) resulting in injury or death
10/15/2015	San Antonio, TX	Wagner High School	High School	Gun fired but no one injured
10/2/2015	University City, MO	University City High School	High School	Attack on other persons(s) resulting in injury or death

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9/30/2015	Harrisburg, SD	Harrisburg High School	High School	Attack on other persons(s) resulting in injury or death
9/22/2015	Statesville, NC	Central Elementary School	Elementary School	Attack on other persons(s) resulting in injury or death
9/11/2015	Lafayette, LA	Northside High School	High School	Attack on other persons(s) resulting in injury or death
8/25/2015	Augusta, GA	Hornsby Elementary School	Elementary School	Gun fired unintentionally resulting in injury or death
8/23/2015	Richmond, TX	William Velasquez Elementary	Elementary School	Gun fired but no one injured
8/8/2015	Paradise, TX	Paradise High School	High School	Gun fired but no one injured
7/24/2015	Converse, TX	Elof Elementary School	Elementary School	Attack on other persons(s) resulting in injury or death
7/5/2015	Dallas, TX	Coppell Middle School East	Middle School	Attack on other persons(s) resulting in injury or death
6/23/2015	Fort Calhoun, NE	Fort Calhoun Elementary School	Elementary School	Gun fired but no one injured
6/4/2015	Franklin, NC	South Macon Elementary School	Elementary School	Gun fired but no one injured
5/27/2015	Everglades City, FL	Everglades City School	Preschool	Attack on other persons(s) resulting in injury or death
5/24/2015	Flint, MI	Southwestern Classical Academy	High School	Attack on other persons(s) resulting in injury or death
5/20/2015	Robinson, TX	Robinson High School	High School	Attempted or completed suicide, with no intent to injure other person
5/12/2015	Tempe, AZ	Corona del Sol High School	High School	Attempted or completed suicide, with no intent to injure other person
5/5/2015	Conyers, GA	Conyers Middle School	Middle School	Gun fired but no one injured
5/4/2015	Cleveland, OH	Willow Elementary School	Elementary School	Attack on other persons(s) resulting in injury or death
4/27/2015	Lacey, WA	North Thurston High School	High School	Gun fired but no one injured
4/22/2015	Las Vegas, NV	Ruthe Deskin Elementary School	Elementary School	Gun fired but no one injured
4/17/2015	Seguin, TX	Seguin High School	High School	Attempted or completed suicide, with no intent to injure other person
3/9/2015	Coon Rapids, MN	Northwest Passage High School	High School	Attempted or completed suicide, with no intent to injure other

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				person
2/15/2015	Merced, CA	Tenaya Middle School	Middle School	Attack on other persons(s) resulting in injury or death
2/15/2015	Little Rock, AR	Lawson Elementary School	Elementary School	Attack on other persons(s) resulting in injury or death
2/4/2015	Frederick, MD	Frederick High School	High School	Attack on other persons(s) resulting in injury or death
1/26/2015	Roseville, MN	Hand and Hand Montessori	Preschool	Attack on other persons(s) resulting in injury or death
1/20/2015	Mobile, AL	Williamson High School	High School	Attack on other persons(s) resulting in injury or death
1/16/2015	Ocala, FL	Vanguard High School	High School	Attack on other persons(s) resulting in injury or death
1/15/2015	Milwaukee, WI	Wisconsin Lutheran High School	High School	Attack on other persons(s) resulting in injury or death
12/17/2014	Waterville, ME	Benton Elementary School	Elementary School	Attempted or completed suicide, with no intent to injure other person
12/17/2014	Pittsburgh, PA	Sunnyside Elementary School	Elementary School	Attack on other persons(s) resulting in injury or death
10/24/2014	Marysville, WA	Marysville Pilchuck High School	High School	Attack on other persons(s) resulting in injury or death
10/21/2014	Memphis, TN	A. Maceo Walker Middle School	Middle School	Gun fired unintentionally resulting in injury or death
10/3/2014	Fairburn, GA	Langston Hughes High School	High School	Attack on other persons(s) resulting in injury or death
9/30/2014	Albermarle, NC	Abermarle High school	High School	Attack on other persons(s) resulting in injury or death
9/30/2014	Louisville, KY	Fern Creek High School	High School	Attack on other persons(s) resulting in injury or death
9/11/2014	Taylorsville, UT	Westbrook Elementary School	Elementary School	Gun fired unintentionally resulting in injury or death
9/10/2014	Lake Mary, FL	Greenwood Lakes Middle School	Elementary School	Attempted or completed suicide, with no intent to injure other person
8/14/2014	Newport News, VA	Saunders Elementary	Elementary School	Attack on other persons(s) resulting in injury or death
8/13/2014	Fredrick, MD	Heather Ridge High school	High School	Gun fired but no one injured
6/23/2014	Benton, MO	Kelly High School	High School	Gun fired unintentionally resulting in injury or death

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6/10/2014	Troutdale, OR	Reynolds High School	High School	Attack on other persons(s) resulting in injury or death
5/21/2014	Milwaukee, WI	Clarke Street School Playground	Elementary School	Attack on other persons(s) resulting in injury or death
5/3/2014	Everett, WA	Horizon Elementary	Elementary School	Attack on other persons(s) resulting in injury or death
4/21/2014	Provo, UT	Provo High School	High School	Attempted or completed suicide, with no intent to injure other person
4/21/2014	Griffith, IN	St. Mary Catholic School	Elementary School	Attack on other persons(s) resulting in injury or death
4/11/2014	Detroit, MI	East English Village Preparatory Academy	High School	Attack on other persons(s) resulting in injury or death
3/7/2014	Tallulah, LA	Madison Parish High School	High School	Attack on other persons(s) resulting in injury or death
2/11/2014	Lyndhurst, OH	Charles F. Brush High School	High School	Gun fired but no one injured
2/10/2014	Salisbury, NC	Salisbury High School	High School	Attack on other persons(s) resulting in injury or death
2/7/2014	Bend, OR	Bend High School	High School	Attempted or completed suicide, with no intent to injure other person
1/31/2014	Phoenix, AZ	Cesar Chavez High School	High School	Gun fired but no one injured
1/31/2014	Des Moines, IA	North High School	High School	Attack on other persons(s) resulting in injury or death
1/17/2014	Philadelphia, PA	Delaware Valley Charter High School	High School	Gun fired unintentionally resulting in injury or death
1/15/2014	Lancaster, PA	King Elementary School	Elementary School	Gun fired but no one injured
1/14/2014	Roswell, NM	Berrendo Middle School	Middle School	Attack on other persons(s) resulting in injury or death
1/9/2014	Jackson, TN	Liberty Technology Magnet High School	High School	Attack on other persons(s) resulting in injury or death